Public Law 99-224
99th Congress

An Act

To provide for an equitable waiver in the compromise and collection of Federal claims.

Dec. 28, 1985
[H.R. 1890]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. CIVIL SERVICE EMPLOYEES.

Transportation.

(a) CLAIMS FOR OVERPAYMENT OF PAY AND ALLOWANCES.—Section 5584 of title 5, United States Code, is amended—

(1) in the section heading by striking out "other than" through the end of such heading and inserting in lieu thereof "and of travel, transportation and relocation expenses and allowances";

(2) in subsection (a) by striking out "A claim" and all that follows through "July 1, 1960," and inserting in lieu thereof "A claim of the United States against a person arising out of an erroneous payment of pay or allowances made on or after July 1, 1960, or arising out of an erroneous payment of travel, transportation or relocation expenses and allowances,"; and

(3) in subsection (b)—

(A) in paragraph (3) by striking out "or" after the semicolon;

(B) in paragraph (4) by striking out the period at the end and inserting in lieu thereof "; or"; and

(C) by adding at the end the following:

"(5) in the case of a claim involving an erroneous payment of travel, transportation or relocation expenses and allowances, if application for waiver is received in his office after the expiration of 3 years immediately following the date on which the erroneous payment was discovered.".

(b) CLERICAL AMENDMENT.—The item relating to section 5584 in the table of contents of chapter 55 of title 5, United States Code, is amended by striking out "other than" through the end of such item and inserting in lieu thereof "and of travel, transportation and relocation expenses and allowances".

SEC. 2. MEMBERS OF THE UNIFORMED SERVICES.

(a) CLAIMS FOR OVERPAYMENT OF PAY AND ALLOWANCES.—Section 2774 of title 10, United States Code, is amended—

(1) in the section catchline by striking out "other than" and inserting in lieu thereof "and";

(2) in subsection (a) by striking out "A claim" and all that follows through "October 2, 1972," and inserting in lieu thereof "A claim of the United States against a person arising out of an erroneous payment of any pay or allowances made before, on, or after October 2, 1972, or arising out of an erroneous payment of travel and transportation allowances,"; and

(3) in subsection (b)(2) by striking out "of pay or allowances, other than travel and transportation allowances,".

NEWARK PUBLIC LIBRARY
APR 1 0 1986
U. S. GOVT. PUBS.
DEPOSITORY 326

71-139 O - 85 - (224)

-AE 2.110:
READEX FICHE

(b) CLERICAL AMENDMENT.—The item relating to section 2774 in the table of contents of chapter 165 of title 10, United States Code, is amended by striking out "other than" and inserting in lieu thereof "and".

SEC. 3. MEMBERS OF THE NATIONAL GUARD.

(a) CLAIMS FOR OVERPAYMENT OF PAY AND ALLOWANCES.—Section 716 of title 32, United States Code, is amended—

(1) in the section catchline by striking out "other than" and inserting in lieu thereof "and";

(2) in subsection (a) by striking out "A claim" and all that follows through "October 2, 1972," and inserting in lieu thereof "A claim of the United States against a person arising out of an erroneous payment of any pay or allowances made before, on, or after October 2, 1972, or arising out of an erroneous payment of travel and transportation allowances,"; and

(3) in subsection (b)(2) by striking out "of pay or allowances, other than travel and transportation allowances,".

(b) CLERICAL AMENDMENT.—The item relating to section 716 in the table of contents of chapter 7 of title 32, United States Code, is amended by striking out "other than" and inserting in lieu thereof "and".

SEC. 4. EFFECTIVE DATE.

5 USC 584 note.

The amendments made by section 1 of this Act shall apply to any claim arising out of an erroneous payment of travel, transportation, or relocation expenses and allowances made on or after the date of the enactment of this Act. The amendments made by sections 2 and 3 of this Act shall apply to any claim arising out of an erroneous payment of travel and transportation allowances made on or after the date of the enactment of this Act.

Approved December 28, 1985.

LEGISLATIVE HISTORY—H.R. 1890:

HOUSE REPORT No. 99-102 (Comm. on the Judiciary).
CONGRESSIONAL RECORD, Vol. 131 (1985):
July 15, considered and passed House.
Dec. 11, considered and passed Senate, amended.
Dec. 17, House concurred in certain Senate amendments; in others with amendments.
Dec. 18, Senate concurred in House amendments.

○